

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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DEBBIE ROHN; and DEAN ROHN;

Plaintiffs,

File No. 1:14-cv-00083-JTN

v

Hon. Janet T. Neff

VIACOM INTERNATIONAL, INC.;  
ZAZZLE, INC.; CAFEPRESS, INC.;  
ETSY, INC.; GILT GROUPE, INC.;  
GOODIES FOR KIDDIES; GENESCO, INC.;  
KMART HOLDING CORP.;  
KOHL'S DEPARTMENT STORES, INC.;  
NEXTAG, INC.; SEARS, ROEBUCK & CO.;  
SHOPZILLA, INC.; and TARGET CORPORATION;

Defendants.

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**JOINT NOTICE INDICATING**  
**RESOLUTION STATUS OF PARTIES**

The parties provide this Joint Notice to the Court pursuant to its June 3, 2014 order (Dkt. No. 75) regarding settlement efforts in this case.

Concerning Defendants Viacom International Inc., Target Corporation, Genesco, Inc., Kmart Holding Corporation, Sears, Roebuck & Company, and Kohl's Department Stores, Inc., Plaintiffs did not extend a settlement offer to these defendants. Concerning Defendants Zazzle, Inc., Gilt Groupe, Inc., and Goodies for Kiddies, counsel for the relevant parties negotiated but are unable to reach resolution of Plaintiffs' claims against them at this time.

Plaintiff's counsel and counsel for the other Defendants have engaged in negotiations. Despite those negotiations, the parties have been unable to reach resolution of Plaintiffs' claims.

As to Defendants NexTag, Inc., Cafepress, Inc., Shopzilla, Inc. and Etsy, the parties continue to engage in negotiations, and respectfully ask the Court for 15 additional days<sup>1</sup> to conclude those negotiations, by which time the parties should be able to determine whether a settlement is possible at this juncture.

Dated: July 3, 2014

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Zazzle, Inc., Target Corp., Genesco,  
Kmart, Sears, Gilt Groupe and  
Kohl's Department Stores, Inc.,  
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<sup>1</sup> Plaintiff's counsel is currently in the middle of a several week trial in Jackson County Circuit Court, which trial will resume on July 7, 2014; NexTag's counsel is on vacation from July 4, 2014 until July 14, 2014, and Defendants Shopzilla, Inc. and Etsy, Inc. were unable to review and evaluate Plaintiffs' most recent settlement proposal (communicated on July 1, 2014) due to holiday vacations.

/s/ Valerie B. Mullican  
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